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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Nehls et al.

Confirmation No.: 9822

Serial No.: 09/398,253

Art Unit: 1637

Filed: September 17, 1999

Examiner: Kim, Young J.

For: NOVEL HUMAN
POLYNUCLEOTIDES AND
POLYPEPTIDES ENCODED
THEREBY

Attorney Docket No: 8535-026-999

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated July 2, 2003 of the Primary Examiner finally rejecting claims 1, 3, 4, 10 and 12 of the above-identified application.

The item(s) checked below are appropriate:

1. ☒ An extension of time for responding to the final rejection for 3 month(s):
☐ was filed on
☒ is submitted herewith.
2. ☒ A timely response to the final rejection is filed herewith.
3. ☐ A fee in the amount of \$330.00 is:
☐ Required.
☐ Not required (Fee paid in prior appeal).
4. ☒ Applicant has qualified for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern and a fee in the amount of \$165.00 is:
☒ Required.
☐ Not required (Fee paid in prior appeal).

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5. ☒ Please charge the required fee, if any, to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.

Respectfully submitted,

Date: December 31, 2003

Laura A. Coruzzi 30,742
Laura A. Coruzzi (Reg. No.)

By:

T. Christopher Tsang 40,258
T. Christopher Tsang (Reg. No.)
PENNIE & EDMONDS LLP
1155 Avenue of the Americas
New York, New York 10036-2711
(212) 790-9090